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8 Christ of Latter-day Saints and Temple Corporation
of The Church of Jesus Christ of Latter-day Saints

9 **UNITED STATES DISTRICT COURT**
10 **EASTERN DISTRICT OF CALIFORNIA**

12 Jane Roe AB 51,

13 Plaintiff,

14 vs.

16 THE CHURCH OF JESUS CHRIST OF
17 LATTER-DAY SAINTS, a corporation;
18 TEMPLE CORPORATION OF THE
19 CHURCH OF JESUS CHRIST OF
20 LATTER-DAY SAINTS, a corporation;
21 MODESTO CALIFORNIA NORTH STAKE
22 OF THE CHURCH OF JESUS CHRIST
OF LATTER-DAY SAINTS, an entity of
unknown form and DOE 4 to 100,

23 Inclusive,

24 Defendants.

Case No. 2:24-cv-03488-DJC-CSK

District Judge Daniel J. Calabretta

Magistrate Judge Chi Soo Kim

**STIPULATION AND ORDER TO ENTER
DISMISSAL OF PLAINTIFF'S FIFTH
CAUSE OF ACTION AND TO STRIKE
ATTORNEYS' FEES WITH PREJUDICE**

STIPULATION

Plaintiff Jane Roe AB 51 and Defendants The Church of Jesus Christ of Latter-day Saints and Temple Corporation of The Church of Jesus Christ of Latter-day Saints (“Church Defendants” and together with Plaintiff, the “Parties”) stipulate:

WHEREAS, Plaintiff commenced this action with the filing of a Complaint for Damages (“Complaint”) on August 26, 2024, in the Superior Court of the State of California, County of Stanislaus, alleging claims for negligence, negligent supervision of a minor, sexual abuse of a minor, negligent hiring, supervision and retention, and breach of mandatory duty;

WHEREAS, on December 13, 2024, Defendant Doe 1 removed this case to the United States District Court for the Eastern District of California; and

WHEREAS, on November 22, 2024, the Parties reached an agreement that Plaintiff will (1) dismiss with prejudice the Complaint’s Fifth Cause of Action for Breach of Mandatory Duty and (2) strike with prejudice the Complaint’s attorneys’ fees prayer (ECF No. 1-2 [Complaint, Prayer] ¶ 2).

THEREFORE, the Parties respectfully request that the Court (1) dismiss with prejudice the Complaint’s Fifth Cause of Action for Breach of Mandatory Duty and (2) strike with prejudice the Complaint’s prayer for attorneys’ fees.

SO STIPULATED.

[Signatures appear on following page.]

1 Dated: March 7, 2025

TRÉPANIÉ TAJIMA LLP

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3
4 /s/ Lisa Dearden Trépanier

Lisa Dearden Trépanier

Gregory E. Eisner

Attorneys for Defendants The Church of Jesus
Christ of Latter-day Saints and Temple
Corporation of The Church of Jesus Christ of
Latter-day Saints

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9 Dated: March 7, 2025

10 SLATER SLATER SCHULMAN LLP

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12
13 /s/ Sarah Kissel Meier (as authorized on
February 27, 2025)

14 Michael W. Carney

Lauren A. Welling

15 Sarah Kissel Meier

Attorneys for Plaintiff

16 Jane Roe AB 51

ORDER

Based on the foregoing stipulation of the Parties, the Court ORDERS as follows:

1. The Complaint's Fifth Cause of Action for Breach of Mandatory Duty is dismissed with prejudice; and
2. The Complaint's prayer for attorney's fees is stricken with prejudice.

IT IS SO ORDERED.

Dated: March 10, 2025

/s/ Daniel J. Calabretta

THE HONORABLE DANIEL J. CALABRETTA
UNITED STATES DISTRICT JUDGE